

EXHIBIT C

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February 24, 2015

VIA FEDERAL EXPRESS

Weil, Gotshal & Manges LLP
767 Fifth Avenue
New York, New York 10153

Re: Rio Tinto plc v. Vale S.A., et al., Civil Action No. 14-cv-3042 (RMB) (AJP) (S.D.N.Y.)

To Whom It May Concern:

This firm represents Defendant Vale S.A. ("Vale") in the above-referenced matter. During discovery, Plaintiff Rio Tinto plc ("Rio Tinto") has represented that Weil, Gotshal & Manges ("Weil") and former Weil attorneys William Burck, Mike Lyle, Eric Lyttle, and Meghan McCaffrey were involved in an investigation on behalf of Rio Tinto into the circumstances of Rio Tinto's loss of its rights to Blocks 1 and 2 at Simandou. In that regard, I have enclosed a courtesy copy of a third party subpoena (the "Subpoena") directed to Weil. The Subpoena is also being formally served.

We view this Subpoena as an initial step in our discovery relating to Rio Tinto's affirmative claim that it should be excused from the requirement to timely file under RICO, based on equitable tolling by fraudulent concealment. See Dkt. 83; Am. Compl. of Rio Tinto ¶¶ 144-148. Vale has moved to dismiss the Complaint, in part, on the grounds that Rio Tinto has not sufficiently pleaded the elements of fraudulent concealment, but under the Court's scheduling orders, which provide for discovery during the pendency of that motion, we have also commenced discovery on this issue. While at this time Vale limits its requests to nonprivileged documents, Vale takes the position that Rio Tinto has waived claims of privilege with respect to its assertions concerning its investigation and accordingly that Vale may be entitled to further discovery from Weil on that issue. To that end, we additionally request that Weil preserve all documents and communications related to its retention and the performance of these services, even if not now requested, in light of Magistrate Judge Peck's instruction to the parties in the

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above-referenced matter that it intends to address any waiver issues in due course. *See* Dkt. 146; Dec. 9, 2014 Hr'g Tr. 20:22-21:3 ("We are going to take this in baby steps. Produce the nonprivileged documents on this issue. Produce the factual information from any privileged document that is relevant to the investigation and diligence issue, and log everything else. At that point I will determine further whether there indeed has been a waiver or not.").

Please do not hesitate to contact me with any questions regarding the Subpoena.

Sincerely,

A handwritten signature in black ink, appearing to read "Lewis J. Liman", with a long horizontal flourish extending to the right.

Lewis J. Liman

Enclosures

cc: All Counsel